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**From:** Minter, Douglas [Minter.Douglas@epa.gov]  
**Sent:** 12/31/2018 3:40:53 PM  
**To:** Cheung, Wendy [Cheung.Wendy@epa.gov]  
**Subject:** FW: Request for impacts from a shutdown

**Flag:** Follow up

On the SDDENR AE, I would suggest you ask Darcy if we can send Brian Walsh an email stating that we will not be able to process their AE request in a timely fashion due to the shutdown. Hopefully, that would be enough to suspend the 45 day clock (expires 1/12/19 from 11/28/18 receipt of final package).

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**From:** Minter, Douglas  
**Sent:** Monday, December 31, 2018 8:34 AM  
**To:** Cheung, Wendy <Cheung.Wendy@epa.gov>  
**Subject:** FW: Request for impacts from a shutdown

I have highlighted a few of these that you may be able to work on while we are out.

Darcy:

**UIC Impacts from shutdown this week:**

Delay in issuance of four final UIC Class II permits on the FBIR for the following applications: 1) Red Murphy SWD 1 well (Goodnight Midstream); 2) Liberty 200-14 SWD well (EOG); 3) Howie 1 SWD well (Slawson); and 4) Big Bend 3-6 SWD well (Slawson);

Delay in issuance of a decision on WOGCC's Aquifer Exemption Request from Aethon for the Curly 10-22 SWD well.

Delay in review of WPX's Step Rate Test results from its Pennington SWD Class II well on the FBIR to inform future modification(s) to its permit.

Potential delay in approval of UIC lead agency transfer of authority to the new NDEQ (if substantive comments and/or a request for a hearing are received this week).

**UIC Impacts from shutdown the following week(s):**

Delay in administrative and technical review of two new UIC Class II applications for the: 1) Jaques 33-8-26 #6 SWD well (from Red Willow Production on S. Ute); and 2) Mackenzie 35-1 SWD well (from Mann Oil on the FBIR);

Delay in preparing draft UIC permit conditions and associated documentation (e.g., Biological Assessment of ESA-related effects) for Powertech's proposed Class III and V well operations at their Dewey Burdock project site in SD;

Delay in review of a decision on SDDENR's Aquifer Exemption Request from Roosevelt Operating for the 2-33 Alkali Federal SWD well;

Delay in issuance of a decision on Kinder Morgan's request to reclassify regulation of the disposal of their CO2 production-related fluids wastes in Colorado's McElmo Dome and Doe Canyon Fields from Class I to Class II injection.

Delay in review of AGC's Aquifer Exemption Request for its AGC #1 well for disposal of water from its gilsonite mine on the U&O Reservation.

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**From:** O'Connor, Darcy

**Sent:** Friday, December 28, 2018 4:04 PM

**To:** R8 OWP LT <[R8\\_OWP\\_LT@epa.gov](mailto:R8_OWP_LT@epa.gov)>

**Subject:** Request for impacts from a shutdown

**Importance:** High

Folks, we've been asked to assemble a list of impacts from a shutdown. Items that come to mind for me are permit issuance delays, potential delay in the ND name change, delays in actions on TMDLs, WQS, 319 plans, AEs, grant actions, etc. We need to get a list to HQs on Monday. **So, as part of your shutdown activities on Monday, I'd like you to email me a list of items that come to your mind.** Start with things that would be delayed if we are shut down next week, then a second list of any additional items if it should go the following week (1/7). I'm not looking for an exhaustive list or lots of detail, just what comes to mind. Where you can, please identify the category of those who would be impacted (example would be X O&G UIC permits and Y O&G AEs will be delayed; the states/tribes affect by delays in EPA actions on (TMDLs, WQS, 319, grant actions, probably others). If you have any hiring delays – let's include those as well. I'll be here on Monday to answer any questions.

Thanks, and have a great weekend!

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*Darcy O'Connor, Assistant Regional Administrator | Office of Water Protection | EPA Region 8 | 1595 Wynkoop Street, Denver, CO 80202 | Phone: 303.312.6392*